



# GRANT SCHOOL DISTRICT NO. 3

401 N Canyon City Blvd. • Canyon City, OR 97820-6111  
Phone: (541) 575-1280 • Fax: (541) 575-3614

## BOARD MEETING

**ZOOM IN BY USING THE FOLLOWING INSTRUCTIONS:**

<https://us02web.zoom.us/j/84282324813>

Meeting ID: 842 8232 4813

Passcode: d6v9zw

**WEDNESDAY 17 MAY 2023 – 07:00PM**

## **BOARD MEETING AGENDA – REVISION THREE**

[\* = supplement enclosed]

### 1.0 PRELIMINARY BUSINESS:

- 1.1 Call to order
- 1.2 Pledge of Allegiance
- 1.3 Agenda Review / Approval
- 1.4 Approval of Minutes \*
  - 1.4.1 05/03/2023 Board Minutes
  - 1.4.2 04/19/2023 Board Minutes
- 1.5 Public Comment / 3-minute limit:
  - 1.5.1 1)
  - 1.5.2 2)
  - 1.5.3 3)

### 2.0 REPORTS:

- 2.1 Financial/Business Manager – Stacy Durych/ 0 ▶ *Budget Meeting 05/16*
- 2.2 Current Enrollment \*
- 2.3 Superintendent \*
- 2.4 Administration X5 \*

### 3.0 NEW BUSINESS:

- 3.1 Transportation Report/ Staff and safety/ **Flory**
- 3.2 Seneca Elementary Discussion/ **LD/SD**
- 3.3 MOU – Childcare Department: Classified Salary schedule updates; Teacher: \$20./hr; Teacher’s Assistant: \$16.65/hr/ LD \*
- 3.4 Inter District Transfer Agreement/ State Funding/ LD \*
- 3.5 Co-op with Prairie City / Monument Schools/ Lusco \*
- 3.6 Request for HS Girl’s Soccer/ **Lusco**
- 3.7 School Resource Officer/GESD/ LD
- 3.8 OSBA Board Member Training Sessions – 06/28 at 6:00PM (*added to calendar, next page*)/ LD \*
- 3.9 Foreign Exchange Students/ (*revisited for clarification/see 04/19 Meeting Minutes enclosed here*)/ LD \*
- 3.10 Board Policies Update/ LD \*
- 3.11 Capitol Improvements – Contracts/ (contract provided by: Nick Green)/ LD \*
  - 3.11.1 *Bid/Estimate/Contract: Milburn, HVAC contractor to be presented next regular Board Meeting or Work ▶ Special Session*

#### Board of Directors:



**4.0 CONSENT AGENDA**

**4.1 Accept Resignations: 4**

- 4.1.1 Kimberly Hernandez – Last Day: 06/30/2023/ *Librarian & Assistant Instructor/ Humbolt*
- 4.1.2 Elijah Humbird (not resigning as teacher) – Last Day as coach: 05/02/2023/ *JR HS Wrestling Coach/ GUHS \**
- 4.1.3 Renee Updegrave – Last day 06/01/2023/ *Cafeteria Staff/ Humbolt*
- 4.1.4 Wanda Wenick – Last Day: 06/30/2023/ *Teacher – SPED*

**4.2 Accept New Hires: 3**

- 4.2.1 Amy Martin – Start Date: 08/15/2023/ *Academic Advising/GUHS*
- 4.2.2 Megan Nordstrom – Start Date: 08/15/2023/ *Behavioral Interventionist/GUHS*
- 4.2.3 Marissa Smith – Start Date: 8/15/2023/ *SPED Teacher*

*\* Please Note: CONGRATULATIONS NEW HIRES – WELCOME ABOARD! If Anyone is missed in this section, please let me know, and I will add them to our next Meeting Agenda; [myersj@grantesd.k12.or.us](mailto:myersj@grantesd.k12.or.us) – thank you! \**

**5.0 FUTURE AGENDA AND CALENDAR ITEMS – 2023**

- 5.1 May 30 Budget Committee Meeting – 6:00PM
- 5.2 June 10 GRADUATION DAY!
- 5.3 June 13 Budget Committee Meeting – 6:00PM
- 5.4 June 13 Last Day of School
- 5.5 June 14 Budget Hearing/Board Meeting (*subject to change*)
- 5.6 June 21 Board Meeting
- 5.7 June 28 Board Members Training Session/OSBA – 6:00PM
- 5.8 August 16 Board Meeting
- 5.9 September 20 Board Meeting
- 5.10 October 18 Board Meeting

**6.0 EXECUTIVE SESSION: Move to Executive Session – Motion: Second: Unanimous: at: PM**

- 6.1 **ORS 192.660(2):** The governing body of a public body may hold an executive session.
- 6.2 **ORS 192.660(2)(f):** To consider information or records that are exempt by law from public inspection.

**7.0 GOOD OF THE ORDER:**

- 7.1 **JB:**
- 7.2 **BC:**
- 7.3 **CL:**
- 7.4 **AG:**
- 7.5 **CR:**
- 7.6 **KS:**
- 7.7 **JT:**

**8.0 ADJOURNED: \_\_\_\_\_ PM**

Board Packet posted on district web site at: <https://grantsd3.schoolinsites.com/>

*Grant Union School District No.3 does not discriminate in employment, educational programs and activities, on the basis of race, national origin, color, creed, religion, sex, age, disability, veteran status, sexual orientation, gender identity or associational preference. The District also affirms its commitment to providing equal opportunities and equal access to its facilities. For additional information or assistance contact the District office at: (541)575-1280, 401 N Canyon City Blvd, Canyon City, OR 97820 For telecommunications relay services for the deaf, hearing or speech impaired call 1(800)735-2900*

**Board of Directors:**

# Grant School District No. 3 | Addendum Cover

## Board Meeting 05/17/2023 – 7:00PM

The enclosed Addendum 3.10, pages 1 – 10 of the 05/17/2023 Agenda – Revision Three, replaces pages 1 – 17 of the 05/17/2023 Board Meeting Packet, agenda number: 3.10 – Board Policies Update.

Enclosed in the original packet were copies of our current policies. This addendum contains sample copies from OSBA, of which need to be reviewed for subsequent implementation, not our old policies; *good catch Jessi Brunson!*

Board of Directors:





## CONTENTS

- Summer Board Conference**  
August 11-13  
Salem Convention Center  
(Please note date and location change)
- 1) **AC-AR – Discrimination Complaint Procedure, Required**  
EHB – Cybersecurity, Optional – *New*  
EHB-AR – Cybersecurity, Optional – *New*  
GCBDF/GDBDF – Paid Family Medical Leave Insurance \*, *Version 1, Highly Recommended – New*  
GCBDF/GDBDF – Paid Family Medical Leave Insurance \*, *Version 2, Optional – New*  
GCBDF/GDBDF-AR – Paid Family Medical Leave Insurance, (aligns with Version 1 of policy only), Highly Recommended – New  
ICB – Religious and Cultural Holidays\*\*, Optional – *New*  
IGBHD – Program Exemptions\*\*, Highly Recommended
  - 2) **JFCF-AR – [Hazing, ]Harassment, Intimidation, Bullying, [Menacing, ]Cyberbullying, or Teen Dating Violence Reporting Procedures – Student, Required**
  - 3) **JGE – Expulsion\*\*, Required**  
KL – Public Complaints\*/\*\*, Version 4, Highly Recommended  
KL-AR(1) – Public Complaint Procedure, Highly Recommended

Policy Update is a subscription publication of the Oregon School Boards Association

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**Dave Harvey**  
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If you have questions regarding this publication or OSBA, please call our offices:  
503-588-2800 or 800-578-6722

## COMPLAINT PROCEDURES

### Summary

The revisions to the complaint procedures are to clarify timelines and more closely align with legal requirements.

### Collective Bargaining Impact

None

### Local District Responsibility

Revise and re-approve administrative regulations AC-AR – Discrimination Complaint Procedure (Required) and JFCF-AR – [Hazing, ]Harassment, Intimidation, Bullying, [Menacing, ]Cyberbullying, or Teen Dating Violence Reporting Procedures – Student (Required). Some districts have AC-AR as a board adopted policy: if your district has done this, the board should adopt any changes. OSBA currently has four versions of policy KL, Public Complaints. Of these, versions one, two and three have an accompanying AR, while version four does not. If the district has version four (includes the complaint procedure in the policy), revise and re-adopt KL – Public Complaints\*/\*\* (Highly Recommended). If the district uses version one, two or three of KL – Public Complaints\*/\*\*, revise and re-approve KL-AR(1) – Public Complaints (Highly Recommended).

● = action now  
● = action soon

This publication is designed to provide accurate and authoritative information regarding the subject matter covered. It is furnished with the understanding that policies should be reviewed by the district's legal counsel.

~~1/17~~ 1/10  
3.10

# OSBA Model Sample Policy

Code:

AC-AR

Adopted:

## Discrimination Complaint Procedure

*{Required AR. OAR 581-022-2370 requires districts to have complaint procedures, including for complaints of discrimination. Federal law also requires discrimination complaint procedures.}*  
Any person, including students, staff, visitors and third parties, may file a complaint.

Complaints regarding discrimination or harassment, on any basis protected by law, shall be processed in accordance with the following procedures:

Step 1: ~~1~~ Complaints may be oral or in writing and must be filed with the [principal]. Any staff member that receives an oral or written complaint shall report the complaint to the [principal].

The [principal] shall investigate and determine the action to be taken, if any, and reply in writing, to the complainant within [10] school days of receipt of the complaint.

Step 2: If the complainant wishes to appeal the decision of the [principal], the complainant may submit a written appeal to the superintendent [or designee] within [five] school days after receipt of the [principal]'s response to the complaint.

The superintendent [or designee] shall review the [principal]'s decision within [five] school days and may meet with all parties involved. The superintendent [or designee] will review the merits of the complaint and the [principal]'s decision. The superintendent [or designee] will respond in writing to the complainant within [10] school days.

Step 3: If the complainant is not satisfied with the decision of the superintendent [or designee], a written appeal may be filed with the Board within [five] school days of receipt of the superintendent's [or designee's] response to Step 2. The Board may decide to hear or deny the request for appeal at a Board meeting. If the Board decides to hear the appeal, the Board may meet with the concerned parties and their representative [at the next regular or special Board meeting] [a Board meeting]. The Board's decision will be final and will address each allegation in the complaint and contain reasons for the Board's decision. A copy of the Board's final decision shall be sent to the complainant in writing or electronic form within ~~[3+0]~~ days of ~~this meeting~~ receipt of the appeal by the Board.

If the [principal] is the subject of the complaint, the individual may start at Step 2 and should file a complaint with the superintendent [or designee].

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<sup>1</sup> ~~{~~For district information. The district's timeline established by each step of the district's complaint procedure must be within 30 days of the submission of the complaint at any step, unless the district and complainant have agreed in writing to a longer time period for that step. The district's complaint procedure should not exceed a total of 90 days from the initial filing of the complaint, regardless of the number of steps involved, unless the district and the complainant have agreed in writing to a longer time period. (OAR 581-002-0005)~~}~~

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*3.10*



If the superintendent is the subject of the complaint, the complaint may start at Step 3 and should be referred to the Board chair. [The Board may refer the investigation to a third party.]

Complaints against the Board as a whole or against an individual Board member, may start at Step 3 and should be submitted to the Board chair and may be referred to district counsel. Complaints against the Board chair may start at Step 3 and be referred directly to the [district counsel] [Board vice chair].

The timelines established in each step of this procedure may be extended upon mutual consent of the district and the complainant in writing[, but will not be longer than 30 days from the date of the submission of the complaint at any step]. The overall timeline of this complaint procedure may be extended beyond 90 days from the initial filing of the complaint upon written mutual consent of the district and the complainant.

The complainant, if a person who resides in the district[, ] [or] a parent or guardian of a student who attends school in the district[ or a student,] is not satisfied after exhausting local complaint procedures, the district fails to render a written decision within 30 days of submission of the complaint at any step or fails to resolve the complaint within 90 days of the initial filing of the complaint, may appeal<sup>2</sup> the district's final decision to the Deputy Superintendent of Public Instruction under Oregon Administrative Rules (OAR) 581-002-0001 – 581-002-0023.

#### **Charter Schools of which the District Board is a Sponsor**

[The district Board, [through its charter agreement with [name of charter school sponsored by the district board]] [through a board resolution] [through this administrative regulation], will review an appeal of a decision reached by the Board of [name of public charter school] on a complaint alleging violation of Oregon Revised Statute (ORS) 659.850 or Oregon Administrative Rule (OAR) 581-021-0045 or 581-021-0046 (Discrimination). A complainant may appeal will submit such appeal to the [superintendent] [Board chair] on behalf of the district Board within [30] days of receipt of the decision from the public charter school board. A final decision reached by this district Board may be appealed to the Oregon Department of Education under OAR 581-002-0001 - 581-002-0023.]

OR

[The district Board, [through its charter agreement with [name of public charter school sponsored by the district board]] [through a board resolution] [through this administrative regulation], will not review an appeal of a decision reached by the Board of the [name of public charter school] on a complaint alleging a violation of Oregon Revised Statute (ORS) 659.850 or Oregon Administrative Rule (OAR) 581-021-0045 or 581-021-0046 (Discrimination), for which the district Board has jurisdiction, and recognizes a decision reached by the Board of [name of public charter school] as the district Board's final decision. A final decision reached by this district Board may be appealed to the Oregon Department of Education under OAR 581-002-0001 - 581-002-0023.]

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<sup>2</sup> An appeal must meet the criteria found in OAR 581-002-0005(1)(a).

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**DISCRIMINATION COMPLAINT FORM**

*Any person, including students, staff, visitors and third parties, may file a complaint.*

Name of Person Filing Complaint	Date	School or Activity
Student/Parent <input type="checkbox"/> Employee <input type="checkbox"/> Job applicant <input type="checkbox"/> Other <input type="checkbox"/>		

Type of discrimination:

- |  |  |   |
|--|--|---|
| <input type="checkbox"/> Race                      | <input type="checkbox"/> Mental or physical disability | <input type="checkbox"/> Age  |
| <input type="checkbox"/> Color                     | <input type="checkbox"/> Marital status                | <input type="checkbox"/> Sexual orientation                             |
| <input type="checkbox"/> Religion                  | <input type="checkbox"/> Familial status               | <input type="checkbox"/> Pregnancy                                      |
| <input type="checkbox"/> Sex                       | <input type="checkbox"/> Economic status               | <input type="checkbox"/> Discriminatory use of a Native American mascot |
| <input type="checkbox"/> National or ethnic origin | <input type="checkbox"/> Veterans' status              | <input type="checkbox"/> Other _____                                    |
| <input type="checkbox"/> Gender identity           |  |   |

Specific complaint: (Please provide detailed information including names, dates, places, activities and results of the discussion.)

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Who should we talk to and what evidence should we consider? \_\_\_\_\_

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Suggested solution/resolution/outcome: \_\_\_\_\_

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This complaint form should be mailed or submitted to the [principal].

Direct complaints related to educational programs and services may be made to the U.S. Department of Education, Office for Civil Rights. Direct complaints related to employment may be filed with the Oregon Bureau of Labor and Industries, Civil Rights Division, or the U.S. Department of Labor, Equal Employment Opportunities Commission.

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# OSBA Model Sample Policy

Code:

JFCF-AR

Revised/Reviewed:

## [Hazing, ]Harassment, Intimidation, Bullying, [Menacing, ]Cyberbullying, or Teen Dating Violence Reporting Procedures – Student

*{Required AR. ORS 339.256(2)(g) requires districts to have procedures outlining the response to reports of harassment, intimidation or bullying or an act of cyberbullying.}*

The [employee position title(s){<sup>1</sup>}] [has] [have] responsibility for investigations concerning acts of [hazing,] harassment, intimidation or bullying,[ menacing,] acts of cyberbullying, and incidents of teen dating violence. The investigator(s) shall be a neutral party having had no involvement in the report presented.

All reports will be investigated in accordance with the following procedures:

Step 1 Any reports or information on acts of [hazing, ]harassment, intimidation or bullying, [menacing,] acts of cyberbullying, or incidents of teen dating violence (e.g., complaints, rumors) shall be presented to the [employee position title]. Reports against the principal shall be filed with the superintendent. Reports against the superintendent shall be filed with the Board chair. All such information will be reduced to writing and will include the specific nature of the offense and corresponding dates.

Step 2 The [employee position title] receiving the report shall promptly investigate. Parents will be notified of the nature of any report involving their student. The [employee position title] will arrange such meetings as may be necessary with all concerned parties within [five] working days after receipt of the information or report. The parties will have an opportunity to submit evidence and a list of witnesses. All findings related to the report will be reduced to writing. The [employee position title] conducting the investigation shall notify the person making the report within [10] working days of receipt of the information or report, and parents as appropriate, [in writing] when the investigation is concluded and a decision regarding disciplinary action, as warranted, is determined.

[A copy of the notification letter or the date and details of notification to the person making the report, together with any other documentation related to the incident, including disciplinary action taken or recommended, shall be forwarded to the superintendent.]

Step 3 If the person making the report is not satisfied with the decision at Step 2, they may submit a written appeal to the superintendent or designee. Such appeal must be filed within [10] working days after receipt of the Step 2 decision. The superintendent or designee will arrange such meetings with the person making the report and other affected parties as deemed necessary to discuss the appeal. The superintendent or designee shall provide a written decision to the appeal within [10] working days.

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<sup>1</sup> {Required by ORS 339.356(2)(g). Other bracketed language regarding hazing and menacing exceeds the requirements of ORS 339.356 and is under Board authority ORS 332.107.}



[Step 4 If the person making the report is not satisfied with the decision at Step 3, a written appeal may be filed with the Board. Such appeal must be filed within [10] working days after receipt of the Step 3 decision. The Board shall, within [20] working days, conduct a hearing at which time the person making the report shall be given an opportunity to present the report. The Board shall provide a written decision to the person making the report within ~~[3+0]~~ working days following completion of the hearing of receipt of the appeal by the Board.]

Reports against the superintendent should be referred to the Board chair on behalf of the Board. The Board chair shall present the report to the Board. If the Board decides an investigation is warranted, the Board may refer the investigation to a third party. When the investigation is complete, the results will be presented to the Board. After receiving the results of the investigation, the Board shall decide, ~~within [20] days,~~ in open session what action, if any, is warranted. A final decision will be made within [30] days of receipt of the report.

Reports against the Board as a whole or against an individual Board member should be made to the Board chair on behalf of the Board. The Board chair shall present the report to the Board. If the Board decides an investigation is warranted, the Board may refer the investigation to a third party. When the investigation is complete, the results will be presented to the Board. After receiving the results of the investigation, the Board shall decide, ~~within [20] days,~~ in open session what action, if any, is warranted. A final decision will be made within [30] days of receipt of the report.

Reports against the Board chair may be made directly to the [district counsel] [Board vice chair] on behalf of the Board. The [district counsel] [Board vice chair] shall present the report to the Board. If the Board decides an investigation is warranted, the Board may refer the investigation to a third party. When the investigation is complete, the results will be presented to the Board. After receiving the results of the investigation, the Board shall decide, ~~within [20] days,~~ in open session what action, if any, is warranted. A final decision will be made within [30] days of receipt of the report.

Timelines may be extended upon written agreement between both parties. This also applies to reports filed against the superintendent or any Board member.

Direct complaints of discriminatory harassment related to educational programs and services may be made to the Regional Civil Rights Director, U.S. Department of Education, Office for Civil Rights, Region X, 915 Second Ave., Room 3310, Seattle, WA 98174-1099.

Documentation related to the incident may be maintained as a part of the student's education records. [Additionally, a copy of all reported acts of [hazing, ]harassment, intimidation or bullying,[ menacing,] or cyberbullying, or incidents of teen dating violence and documentation will be maintained as a confidential file in the district office.]

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# OSBA Model Sample Policy

Code:

JGE

Adopted:

## Expulsion\*\*

*{Required policy. ORS 339.250(2) and OAR 581-021-0070 require policies on expulsion.}*

A principal, after reviewing available information, may recommend to the superintendent that a student be expelled. Expulsion of a student shall not extend beyond one calendar year.

A student may only be expelled for the following circumstances:

1. When a student's conduct poses a threat to the health or safety of students or employees;
2. When other strategies to change the student's ~~conduct~~ behavior have been ineffective, except that expulsion may not be used to address truancy; or
3. When required by law.

The use of expulsion for discipline of a student in fifth grade or lower is limited to:

1. Nonaccidental conduct causing serious physical harm to a student or employee;
2. When a school administrator determines, based on the administrator's observations or upon a report from an employee, the student's conduct poses a direct threat to the health or safety of students or employees; or
3. When the expulsion is required by law.

The age of the student and the past pattern of behavior will be considered prior to imposing the expulsion.

No student may be expelled without a hearing unless the student's parents, or the student if 18 years of age, waive the right to a hearing, either in writing or by failure to appear at a scheduled hearing. ~~By waiving the right to a hearing, the student and parent agree to abide by the findings of a hearings officer.~~

*{Choose one of the following two options.}* [The Board delegates the authority to decide on an expulsion to the superintendent. <sup>1</sup>] The superintendent may designate another person to handle the potential expulsion, and the superintendent, a designee or another individual may act as the hearings officer. The district may contract with an individual who is not employed by the district to serve as the hearings officer. The hearings officer will not be associated with the initial actions of the building administrators. The hearings officer will conduct the hearing and make a final decision regarding the expulsion. A decision of the hearings officer may be appealed by the parent or the student if age 18 or over to the Board for review.

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<sup>1</sup> The Board can retain authority for all expulsions. If the Board chooses not to delegate this authority, any recommendations for expulsion from administration would come to the Board for resolution. The Board would have to meet and determine next steps for all expulsions.



If the decision of the hearings officer is appealed to the Board for review, the findings as to the facts and the hearings officer's decision will be submitted to the Board, and will be available in identical form to the Board, the student and the student's parents at the same time. At a future meeting, the Board will review the hearings officer's decision and will affirm, modify or reverse the decision.]

OR

[When a recommendation for expulsion is made, the Board will meet and review the recommendation. The Board will hold or arrange for the expulsion hearing unless it has been waived.

If the Board is conducting the expulsion hearing, the Board may designate a Board member or a third party to run the hearing. The superintendent will provide relevant information to the Board, including the superintendent's recommendation and duration on disciplinary action.<sup>2</sup> This information will be available in identical form to the Board, the student if age 18 or over and the students' parents at the same time. The Board will make the final decision regarding the expulsion.]

When a recommendation for an expulsion is made and an ~~expulsion~~ hearing is not waived, the following procedure is required:

1. Notice will be given to the student and the parent by personal service<sup>3</sup> or by certified mail<sup>4</sup> at least [five] days prior to the scheduled hearing. Notice shall include:
  - a. The specific charge or charges and the specific facts that support the charge or charges;
  - ~~b. The conduct constituting the alleged violation, including the nature of the evidence of the violation and reason for expulsion;~~
  - ~~e.b. A recommendation for expulsion~~ statement of intent to consider the charges as reason for expulsion;
  - ~~d.c.~~ The student's right to a hearing;
  - ~~e.d.~~ When and where the hearing will take place; and
  - ~~f.e.~~ The student may be represented by counsel or other persons ~~right to representation.~~

~~The Board may expel, or may delegate the authority to decide on an expulsion to the superintendent or superintendent's designee, who may also act as the hearings officer. The district may contract with an individual who is not employed by the district to serve as the hearings officer. The hearings officer designated by the Board will conduct the hearing and will not be associated with the initial actions of the building administrators;~~

- ~~3. Expulsion hearings will be conducted in private and will not be open to the general public unless the student or the student's parents request an open session;~~
- ~~4.2. If in case~~ the parent or student ~~has difficulty understanding~~ does not understand the English language ~~or has other serious communication disabilities~~, the district will provide an interpreter during the

<sup>2</sup> Evidence may include the relevant past history and student education records.

<sup>3</sup> The person serving the notice shall file a return of service. (OAR 581-021-0070)

<sup>4</sup> When "certified mail is given to a parent of a suspended student, the notice shall be placed in the mail at least five days before the date of the hearing." (OAR 581-021-0070)

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hearing ~~translator~~. All communications will be in a manner that is understandable to the parents and student;

- 5.3. The student shall be permitted to have representation present at the hearing to advise and to present arguments. The representation may be an attorney, ~~and/or~~ parent or other person. The district's attorney may be present;
- 6.4. The student shall be afforded the right to present their version of the events underlying the expulsion recommendation and to introduce evidence by testimony, writings or other exhibits;
- 7.5. The student shall be permitted to be present and to hear the evidence presented by the district;
- 8.6. The hearings officer or the student may record the hearing;
- 9.7. Strict rules of evidence shall not apply to the proceedings. However, this shall not limit the hearings officer's control of the hearing;

~~10. If the Board is conducting the expulsion hearing, the Board may designate the Board chair or a third party as the hearings officer. The hearings officer will determine the facts of each case on the evidence presented at the hearing. Evidence may include the relevant past history and student education records. The hearings officer will provide to the Board, findings as to the facts, the recommended decision and whether or not the student has committed the alleged conduct. This will include the hearings officer's recommended decision on disciplinary action, if any, including the duration of any expulsion. This material will be available in identical form to the Board, the student if age 18 or over and the students' parents at the same time. Following the review by the Board of the hearings officer's recommendation, the Board will make the final decision regarding the expulsion;~~

~~If the Board has delegated authority to the superintendent [or designee] to act as the hearings officer, the superintendent may designate themselves, or a third party, as the hearings officer. The hearings officer's decision is final. However, a decision of the hearings officer may be appealed by the parent or the student if age 18 or over to the Board for review. If the decision of the hearings officer is appealed to the Board for review, the findings as to the facts and the hearings officer's decision will be submitted to the Board, and will be available in identical form to the Board, the student and the student's parents at the same time. At its next regular or special meeting the Board will review the hearings officer's decision and will affirm, modify or reverse the decision;~~

12.8. A Board-conducted hearing or a Board review of the hearings officer's decision will be conducted in executive session unless the student or the student's parent requests a public hearing. If an executive session is held by the Board or a private hearing held by the hearings officer, the following will not be made public:

- a. The name of the minor student;
- b. The issues involved, including a student's confidential records;
- c. The discussion;
- d. The vote of Board members, which may be taken in executive session when considering an expulsion.

Prior to expulsion, ~~the district must propose alternative programs of instruction or instruction combined with counseling to a student subject to expulsion~~ for reasons other than a weapons ~~policy~~ violation, the

district must notify the student and parents of alternative programs of instruction or instruction combined with counseling and document this notification. ~~The district must document to the parent of the student that proposals of alternative education programs have been made.~~  
END OF POLICY

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**Legal Reference(s):**

[ORS 192.660](#)  
[ORS 332.061](#)  
[ORS 336.615 - 336.665](#)

[ORS 339.115](#)  
[ORS 339.240](#)  
[ORS 339.250](#)

[OAR 581-021-0050 - 021-0075](#)  
~~[House Bill 2514 \(2019\)](#)~~

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